1 **FILED** 2 3 DEC 1 1 2015 4

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

AZCO BIOTECH INC., a Nevada Corporation; and J. ADAMS, an Case No. 12-cv-2599-BEN (DHB) individual, Plaintiffs, **IBS'S TRIAL EXHIBIT LIST** v. INTELLIGENT BIO-SYSTEMS, INC., a Delaware Corporation, Defendants. INTELLIGENT BIO-SYSTEMS, ĪNC., Counter Claimant, v.

Counter Defendant.

IBS'S TRIAL EXHIBIT LIST

AZCO BIOTECH INC.,

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CASE NO. 12-CV-2599-BEN (DHB)

EXHIBITS

Azco Biotech Inc. v. Intelligent Bio-Systems, Inc., Case No. 12-cv-2599 List of Defendant's Exhibits A through BV

Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
A			Email from Steve Gordon to J
			Adams on March 7, 2011,
	12-8-15	12-8-15	stamped AZCO-001805—1807
В			Email from Steve Gordon to J
			Adams, among others, on March
			8, 2011, stamped AZCO-
	12-8-15	12-2-15	001801—1804
С			Email from J Adams to Steve
			Gordon on March 9, 2011,
			stamped IBS_0000563—566
D			Email from J Adams to Steve
			Gordon, among others, on March
			11, 2011, with attachments,
	12-8-15	12-8-15	stamped IBS_0000543—553
E			Email from Steve Gordon to J
			Adams and Jerzy Olejnik on
			March 16, 2011, stamped
-	12-9-15	12-9-15	IBS_0001601—1605
F			Email from Steve Gordon to J
			Adams, among others, on March
		}	24, 2011, with attachment,
	12-9-15	12-9-15	stamped IBS_0001583—1589

-	12-9-15	Redline of Term Sheet with Steve Gordon's changes, stamped AZCO-000374—378 Email from J Adams to Steve Gordon, among others, on March
-		stamped AZCO-000374—378 Email from J Adams to Steve
-		Email from J Adams to Steve
-9-15	12-9-15	
-9-15	12-9-15	Gordon, among others, on March
-9-15	12-9-15	
		25, 2011, stamped IBS_0000513
		Email from Steve Gordon to
		Teresa Sacramento on May 25,
-9-15	12-9-15	2011, stamped IBS_0003540
		Email from J Adams to Steve
		Gordon on June 8, 2011,
		stamped IBS_0000153—156
		Email from Steve Gordon to J
		Adams on July 18, 2011, with
		attachment, stamped
-A75	12-8-15	IBS_0008862—8886
		Email from J Adams to Steve
		Gordon on July 23, 2011,
9-15	12-9-15	stamped IBS_0007012—7015
		Email from J Adams to Jerzy
		Olejnik on July 29, 2011, with
		attachment, stamped
		IBS_0010575—578

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1	Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
2	N			Email from Steve Gordon to
3				Julia Karow on August 3, 2011,
4				stamped IBS_00088178818
5	0			August 17, 2011 Purchase Order
6		ļ		from Theragen to Azco for one
7				Max-Seq Genome Sequencer,
8				stamped IBS_0006832—6833
10	P			August 26, 2011 Purchase Order
11				from Azco Biotech to IBS for
12	;			one Max-Seq Genome
13				Sequencer, stamped
14		12-8-15	12-8-15	IBS_0006863
15	Q			August 26, 2011 Invoice from
16				IBS to Azco for 50% down
17				payment for the Max Seq,
18		12-8-15	12-8-15	stamped IBS_0006866
19	R			Email from J Adams to Steve
20				Gordon and Richard Randazzo
21				on September 21, 2011, stamped
22				IBS_0006739—6740
23	S	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	<u> </u>	Email from J Adams to Steve
25				Gordon, among others, on
26				October 17, 2011, with
27				attachment, stamped
				IBS_0017339—17340
28		<u> </u>	<u> </u>	

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1	Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
2	Т			Email from J Adams to Steve
3				Gordon and Richard Randazzo
4				on December 16, 2011, with
5				attachment, stamped
6 7		12-9-15	12-9-15	IBS_0006076—6109
8	U			Email from J Adams to Steve
9				Gordon on December 28, 2011,
10		12-9-15	12-9-15	stamped IBS_0006012—6014
11	V			Email from Steve Gordon to
12				Jerzy Olejnik on December 30,
13	, r			2011, stamped IBS_0001887—
14				1889
15	W			January 19, 2012 Invoice for
16				Final Payment, stamped AZCO-
17		12-9-15	12-9-15	000132
18	X			January 27, 2012 Quotation from
19				IBS to the University of New
20				Mexico for an early access MINI
21				sequencing instrument, stamped
22				IBS_0018182—18184
23				

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Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
Y			January 30, 2012 purchase order
			from the University of New
			Mexico to IBS for an early
	-		access MINI sequencing
			instrument, stamped
	12-9-15	12-9-15	IBS_0018185—18191
Z			Email from Rich Randazzo to
			Steve Gordon on February 2,
			2012, stamped IBS_0014443
AA			Email from Steve Gordon to J
			Adams on February 6, 2012,
	12-9-15	12-9-15	stamped IBS_0008083—8102
AB			Email from Jerzy Olejnik to
			Steve Gordon on March 2, 2012,
			with attachment, stamped
	11-8-15	12-8-15	IBS_0005540—5543
AC			Email from J Adams to Steve
j			Gordon, among others, on March
			3, 2012, with attachment,
			stamped IBS_0000876897
i AD			Email from J Adams to Steve
			Gördon, among others, on March
			20, 2012, with attachment,
;			stamped IBS_0005475—5477

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1	Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
2	AE			Presentation given by Steve
3				Gordon at the ABRF Conference
4				on March 23, 2012, produced
5				natively as IBS_0011290 and
6				previously marked as Azco's
7				Summary Judgment Exhibit 22
8	AF			Email from Bernadette Toner to
9	741			Steve Gordon on March 26,
10				2012, stamped IBS_0014147
11	A.C.			March 27, 2012 article by
13	AG			Bernadette Toner about the
14				ABRF Conference, previously
15				marked as part of Azco's
16				Summary Judgment Exhibit 57
17	AH			Email from Austen Heinz to
18				Steve Gordon and J Adams on
19				April 4, 2012, with attachment,
20				stamped IBS_0005198—5200
21	AI			Email from Marianne Varner to
22	Au			Teresa Sacramento on April 23,
23	,			2012, stamped AZCO-000268—
24				272
25	L.,			

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Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
AJ			Email from Teresa Sacramento to Steve Gordon, among others,
			on April 23, 2012, with
			attachment, stamped
			IBS_0005107—5108
AK			April 26, 2012 Invoice from IBS
			to Azco for down payment,
			stamped AZCO-001180
AL			Email from Steve Gordon to J
			Adams and Jerzy Olejnik on
			May 18, 2012, stamped AZCO-
			000695696
AM			Email from J Adams to Steve
			Gordon and Richard Randazzo
			on June 18, 2012, with
			attachment, stamped IBS 0004544—4547
AN			Email from Richard Randazzo to Jerzy Olejnik on June 19, 2012,
			stamped IBS_0010284

AO			Email from Steve Gordon to J Adams on June 19, 2012,
			Adams on June 19, 2012,

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1	Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
2	AP			Email from Dirk Loeffert to
3				Steve Gordon, among others, on
4				July 13, 2012, stamped
5				IBS_0007309
6 7	AQ			Email from J Adams to Steve
8				Gordon, among others, on July
9				17, 2012, stamped
10				IBS_0007290—7291
11	AR			Email from Dirk Loeffert to
12				Steve Gordon and Bettina
13				Haedrich on July 18, 2012,
14				stamped IBS_0007285—7287
15	AS			Email from J Adams to Steve
16				Gordon, among others, on July
17				26, 2012, stamped
18				IBS_0007268—7269
19	AT			Email from Steven Gordon to J
20				Adams on July 26, 2012, with
21				attachment, stamped
22				IBS_0017471—17472
23	; AU			Email from J Adams to Steve
				Gordon, among others, on July
25	}			27, 2012, stamped
26 27				IBS_0007237—7238
Z/				<u> </u>

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Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
AV			Email from Steve Gordon to J Adams, among others, on August 16, 2012, stamped AZCO- 000607—620
AW			Purchase Order from Azco to IBS for MINI-20, with handwritten notes dated September 7, 2012, stamped AZCO-000310
AX			Azco's October 30, 2012 Cross-Complaint in Azco Biotech Inc. v. Kollmorgen Corp., Case No. 37-2012-00057297 (San Diego Superior Court)
AY			Email from J Adams to Jong Bhak, Austin Heinz, and Thomas David Kumar on December 7, 2012, stamped AZCO-000879
AZ			Email from J Adams to Steve Gordon, among others, on December 7, 2012, stamped AZCO-000396

- 11				
1	Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
2	BA			Email from Steve Gordon to J
3.				Adams, among others, on
4				December 10, 2012, stamped
5		12-9-15	12-9-15	AZCO-000386
6	BB			Email from Rick Kamps to Azco
7				on November 11, 2013, stamped
8				AZCO-001823
10	BC		**************************************	Email from Banyai Krisztian to
11				Azco on November 20, 2013,
12				stamped AZCO-001824
13	BD			Email from Moore Greens to J
14				Adams on December 18, 2013,
15				stamped AZCO-001825—1826
16	BE			Email from Amir Samadi to
17				Azco on March 4, 2014, stamped
18				AZCO-001829
19	BF			Email from J Adams to Steve
21				Gordon on March 11, 2014,
22		12-9-15	12-9-15	stamped AZCO-001830
23	BG			Email from J Adams to Steve
24	, -			Gordon on April 17, 2014,
25		12-9-15	12-9-15	stamped AZCO-001827
26				

1	Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
2	BH			Email from Mohannad Yacoub
3				to Azco on May 4, 2014,
4				stamped AZCO-001828.
5	BI			Email from J Adams to Steve
6 7				Gordon on September 2, 2014,
8				forwarding contact from
9				customer asking about IBS
10	-	·		products via Azco's website (not
11		12-9-15	12-9-15	produced)
12	ВЈ			December 1, 2014 screenshot of
13	D.			the Max-Seq Genome Sequencer
14				on Azco's website, previously
15				marked as IBS's Summary
16				Judgment Exhibit 22
17	BK			December 1, 2014 screenshot of
18				the MINI-20 DNA Sequencer on
19				Azco's website, previously
20				marked as IBS's Summary
21				Judgment Exhibit 23
22	BL			Azco Biotech Inc. Profit & Loss
23	; DL			by Class, January through
24				December 2009, stamped
25				AZCO-001861—001864
26				

1	Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
2	BM			Azco Biotech Inc. Profit & Loss
3	21,1			by Class, January through
4				December 2010, stamped
5				AZCO-001850—001852
6	BN			Plaintiffs' Response to
7				Defendants' First Request for
8				Production of Documents and
9				Electronically Stored
10 11				Information
12	ВО		11-21	Plaintiffs Azco and J Adams'
13	БО			Responses to Defendants'
14				Second Request for Production
15				of Documents and Electronically
16				Stored Information
17	BP			Plaintiffs Azco and J Adams'
18				Responses to Defendants' First
19				Set of Interrogatories (Nos. 1-15)
20	BQ			Plaintiffs Azco and J Adams'
21		}		Responses to Defendants' First
22				Set of Requests for Admission
23	BR			Deposition Transcript of J
24	DIV			Adams
25				Deposition Transcript of
26	BS			Marianne Varner
27				iviarianne varner

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Exhibit No.	Date Marked	Date Admitted	<u>Description</u>
ВТ			Deposition Transcript of Teresa Sacramento
BU			Deposition Transcript of Brian Buss
BV			Deposition Transcript of Quanlai Song
BW	12-9-15		